

IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 412 OF 2005

SHRI BALA ATMARAM SAHAKARI AND
ANR.,

....Petitioners

Versus

THE DEPUTY CONSERVATOR OF FORESTS
AND ANR.,

....Respondents

Shri A. F. Diniz, Advocate for the Petitioners.

Ms. W. Coutinho, Govt. Advocate for the Respondents No.1 and 2.

Coram:- D. D. SINHA, J.

Date:- 23rd November, 2005

P.C.:

Heard Shri A.Diniz, the learned counsel for the petitioners and Ms. W. Coutinho, the learned Government Counsel for the respondents.

2. The Writ Petition is directed against the Order 19.09.2005 passed by the Deputy Collector in Case No.L.R.C./DIC/16/1/97 whereby the application moved by the petitioners for implementation of the Order dated 8th July, 2003 passed in the same case was rejected. It is not in dispute that by Order dated 8th July, 2003 the respondents were directed to produce all documentary proof in order to show the area termed as 'Reserved Forest' under Survey No.81, village Curti within a period of 30 days from the date of the said order. It was also observed in the said Order that failing to produce these documents by the respondents, necessary demarcation as per the provisions of the Land Revenue Code, 1968 will be done based on documentary evidence produced by the present petitioners/original applicants.

3. The learned Government Counsel made a categorical statement that

the above referred documents were produced before the authority concerned within the stipulated period i.e. on 7.8.03. In the backdrop of the above referred facts, the application which was moved by the petitioners for implementation of the aforesaid order, is not maintainable at this stage.

4. Hence the Writ Petition suffers from any merit and is dismissed.

D. D. SINHA, J.

sl.